JUN 0 6 2003 Plusse type a plus sign (+) inside this box -> [+] PTO/SB/21 (08-00) Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. TRADEMA Application Number 09/698.378 TRANSMITTAL Filing Date October 27, 2000 **FORM** First Named Inventor William Kopaciewicz (to be used for all correspondence after initial filing) Group Art Unit 1723 **Examiner Name** Fortuna, A. Total Number of Pages in This Submission 4 Attorney Docket Number 550P002C3 **ENCLOSURES** (check all that apply) After Allowance Communication Assignment Papers Fee Transmittal Form (for an Application) to Group Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply (Appeal Notice, Birel, Reply Birel) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Change of Correspondence Other Enclosure(s) (please Extension of Time Request Address identify below): Terminal Disclaimer Express Abandonment Request Request for Refund RECEIVED Information Disclosure Statement CD, Number of CD(s) _ Certified Copy of Priority JUN 1 0 2003 Document(s) Remarks Response to Missing Parts/ TC 1700 Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Kevin S. Lemack Nields & Lemack Individual name Signature Date June 2, 2003 CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PABox 1450, Abrahdha en this date: June 2, 2003_ Typed or printed name Kevir S. Lemack Signature Date June 2. 2003

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William Kopaciewicz, et al.

Serial No.

09/698,378

Filed

October 27, 2000

PREPARATION

For

CAST MEMBRANE

STRUCTURES

FOR

SAMPLE

Examiner

Fortuna, A.

Art Unit

1723

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Docket No.

550P002C3

Name of applicant, assignee, or Registered Kepresentative

Signature

Date

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

JUN 10 2003

REMARKS

TC 1700

The Office Action dated March 19, 2003 has been received and carefully studied.

The Examiner rejects claims 1-16 under the judicially created doctrine of obviousness-type double patenting over claims 1-10 and 11-20 of U.S. Patent No. 6,048,457. The Examiner states that the claims are not patentably distinct from each other because the claims in the present invention are directed to the housing provided with the tridimensional structure comprising a plurality of sorptive particles entrapped in a porous polymer matrix, with the housing being a pipette and having the aspect ratio as in claims 3 and 5 of the present invention, and these and other limitations are included in the claims of the patent.

The rejection is respectfully traversed.